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*Attorney for Irving H. Picard, Trustee
for the Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities LLC
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE JP GROUP, an Illinois partnership,
EASTBURN TRUST, JANICE TRUST, RANDY
TRUST, BETH TRUST, BAYSIDE TRUST,
BUTTERFIELD TRUST, HAPPY LEGS TRUST,
LEGACY TRUST, PLAY IT AGAIN TRUST,
GRIST MILL TRUST, JANICE P. ZIMELIS,
individually and as trustee, MICHAEL I. KATZ, as
trustee, STEVEN MENDELOW, as trustee, JOEL
PORTNOY, RANDY LOIS PORTNOY (aka
RANDY LOIS FAULKNER), and BETH
BENGUALID,

Defendants.

Adv. Pro. No. 10-04619 (SMB)

**NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE OF
ADVERSARY PROCEEDING**

PLEASE TAKE NOTICE that Plaintiff Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually (“Madoff”), by and through his counsel Baker & Hostetler LLP, and pursuant to Rule 7041(a)(1)(A)(i) of the Federal Rules of Bankruptcy Procedure (making Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure applicable in adversary proceedings), hereby dismisses the above-captioned adversary proceeding with prejudice. Pursuant to Bankruptcy Rule 7041(a)(1)(A)(i), the Trustee is permitted to voluntarily dismiss this adversary proceeding without further order of the court by filing this Notice of Dismissal as, as of the date hereof, no opposing party has served either an answer or a motion for summary judgment.

Dated: November 22, 2016

Of Counsel:

BAKER & HOSTETLER LLP

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LLC and the Estate of Bernard L. Madoff*